

FILED
GREAT FALLS DIV.

2011 SEP 14 PM 12 19
IN THE UNITED STATES DISTRICT COURT
PATRICK E. DUFFY, CLERK
FOR THE DISTRICT OF MONTANA BY
DEPUTY CLERK
GREAT FALLS DIVISION

LAVERNE J. VONDAL,

Petitioner,

No. CV-11-42-GF-SEH

vs.

WARDEN MARTIN FRINK;
ATTORNEY GENERAL OF THE
STATE OF MONTANA,

Respondent.

ORDER

On August 29, 2011, United States Magistrate Judge Keith Strong entered his Findings and Recommendation¹ in this matter. Plaintiff filed objections to Judge Strong's Findings and Recommendation on September 12, 2011.²

The Court has fully considered Plaintiff's motion and has reviewed *de novo* Judge Strong's Findings and Recommendations. 28 U.S.C. § 636(b)(1). Upon *de novo* review of the record, I find no error in Judge Strong's Findings and Recommendation and adopt them in full.

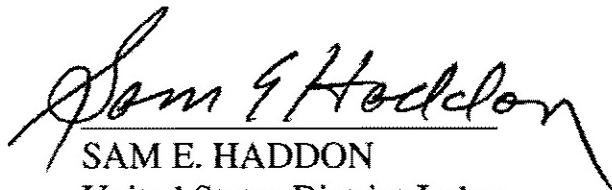
¹ Document No. 12.

² Document No. 13.

ORDERED:

1. Plaintiff's Petition for Writ of Habeas Corpus³ is DISMISSED with prejudice as time-barred and as procedurally defaulted without excuse.
2. A certificate of appealability is DENIED as the matter is time-barred.
3. The Clerk is directed to enter judgment accordingly.

DATED this 14th day of September, 2011.



SAM E. HADDON
United States District Judge

³ Document No. 1.